

AMENDED

ASSIGNED  
54712

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 03 1990

Returned to applicant for correction JUN 13 1990

Corrected application filed JUN 19 1990 Map filed JUN 19 1990

The applicant Maggie Creek Ranch, Inc.

P.O. Box 1360 of Elko  
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby make s application for permission to change the  
State and Zip Code No.

Place of Use of a portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Claim 00324 of the decree entitled "In the matter of  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
the determination of the relative rights of claimants and appropriators of the  
Identify right in Decree.

waters of the Humboldt River stream system and tributaries"-Sixth Judicial

District Court of Nevada, Case No. 2804

- The source of water is Huntsman Spring (spring tributary to Susie Creek)  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.031 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Stockwater - 1,000 cattle "As Decreed"  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Stockwater - 1,000 cattle "As Decreed"  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point Same as existing  
Describe as being within a 40-acre subdivision of public survey and by course and  
distance to a section corner. If on unsurveyed land, it should be stated.

- The existing permitted point of diversion is located within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 16, T34N, R53E, MDM,  
If point of diversion is not changed, do not answer.  
from which the SW corner of said section bears S 10° 04' W, 5,197 feet distance

NOTE: (spring is shown on map of claim 00324 but is not tied by bearing and distance)

- Proposed place of use within T34N, R53E, MDM, Section 16: NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 20: S $\frac{1}{2}$  NE $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Section 21: NW $\frac{1}{4}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$

- Existing place of use Unspecified in decree  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

- Use will be from As Decreed to of each year.  
Month and Day Month and Day

- Use was permitted from As Decreed to of each year.  
Month and Day Month and Day

- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) construct spring intake collection box,  
State manner in which water is to be diverted, i.e. diversion structure,  
buried plastic pipelines and stock watering tanks  
ditches, pipes and flumes, or drilled well, etc.

- Estimated cost of works \$4,000.00

- Estimated time required to construct works One Year

14. Estimated time required to complete the application of water to beneficial use Two Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Construction of the spring collection system will not preclude casual use by  
wild life at the source. Float Valves will prevent waste.

Please send copies of all notices and correspondence to undersigned agent.

By s/William A. Nisbet Agent

421 Court  
Elko, Nevada 89801

Compared bc/se am/viw

Protested \_\_\_\_\_

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of Huntsman Spring which is tributary to Susie Creek as heretofore appropriated under Proof 00324 as appears in the Humboldt River Decree No. 2804 entered October 20, 1931 and October 7, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.031 cubic feet per second, or sufficient water to water  
1,000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before November 6, 1991

Proof of completion of work shall be filed before December 6, 1991

Application of water to beneficial use shall be made on or before November 6, 1993

Proof of the application of water to beneficial use shall be filed on or before December 6, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 6th day of November,

A.D. 19 90

*R. Michael Turnipseed P.E.*  
State Engineer

Abstracted By 56557 1.031 cert 03/02/04